

*Commercial for
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November 6, 2013

FOIA Officer
U.S. EPA Region 2
290 Broadway, 26th Floor
New York, NY 10007-1866

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Re: Freedom of Information Act Request

Dear Sir/Madam:

This is a request for records under the Freedom of Information Act, 5 U.S.C. § 552 (FOIA), from the United States Environmental Protection Agency (EPA). We respectfully request that the EPA provide every document, irrespective of its date, that is related to the presence of asbestos, or that refers or alludes in any way to asbestos or the potential for asbestos, at the following locations:

- 229 Harter Street, Herkimer, New York
- 138 Windfall Road, Newport, New York
- 6 Eastern Gardens, Herkimer, New York
- 1424 McKoon's Road, Richfield Springs, New York

quinn emanuel urquhart & sullivan, llp

LOS ANGELES | 865 South Figueroa Street, 10th Floor, Los Angeles, California 90017-2543 | TEL (213) 443-3000 FAX (213) 443-3100
SAN FRANCISCO | 50 California Street, 22nd Floor, San Francisco, California 94111-4788 | TEL (415) 875-6600 FAX (415) 875-6700
SILICON VALLEY | 555 Twin Dolphin Drive, 5th Floor, Redwood Shores, California 94065-2139 | TEL (650) 801-5000 FAX (650) 801-5100
CHICAGO | 500 W. Madison Street, Suite 2450, Chicago, Illinois 60661-2510 | TEL (312) 705-7400 FAX (312) 705-7401
WASHINGTON, DC | 1299 Pennsylvania Avenue NW, Suite 825, Washington, District of Columbia 20004-2400 | TEL (202) 538-8000 FAX (202) 538-8100
LONDON | 16 Old Bailey, London EC4M 7EG, United Kingdom | TEL +44 20 7653 2000 FAX +44 20 7653 2100
TOKYO | NBF Hibiya Building, 25F, 1-1-7, Uchisaiwai-cho, Chiyoda-ku, Tokyo 100-0011, Japan | TEL +81 3 5510 1711 FAX +81 3 5510 1712
MANNHEIM | Mollstraße 42, 68165 Mannheim, Germany | TEL +49 621 43298 6000 FAX +49 621 43298 6100
MOSCOW | Paveletskaya Plaza, Paveletskaya Square, 2/3, 115054 Moscow, Russia | TEL +7 499 277 1000 FAX +7 499 277 1001
HAMBURG | An der Alster 3, 20099 Hamburg, Germany | TEL +49 40 89728 7000 FAX +49 40 89728 7100

- 211 West German Street, Herkimer, New York
- 303 William Street, Herkimer, New York
- 1141 Whitesboro Street, Utica, New York
- 217 Lansing Street, Utica, New York
- 1430 Lincoln Avenue, Utica, New York (*Lincoln Laundry and Dry Cleaning*)
- 1001 Broad Street, Utica, NY 13501 (*General Electric*)
- 2007 Beechgrove Place, Utica, New York (*Mele Manufacturing*)
- 378 Gross Boulevard, Herkimer, New York (*Curtains & Fabrics*)
- 5636 Horatio Street, Utica, New York (*Utica Trucking Company*)

This request covers any document that pertains to the presence of asbestos at the above locations at any point. It includes, but is not limited to, any document referring or alluding in any way to asbestos or the potential for asbestos at the locations listed above. We respectfully request that the EPA provide all documents relating to asbestos-containing products, asbestos testing, abatement, or remediation, any asbestos management plan proposed or initiated (whether or not conforming to EPA guidelines), national Emissions Standards for Hazardous Air Pollutants (or state equivalent) records, Asbestos Hazard Emergency Response Act (or state equivalent) records, and/or anything else related to asbestos at the locations listed above.

Additionally, we request any documents reflecting environmental violations, investigations, or reports relating to any regulated substance, including by not limited to asbestos, at the following locations:

- 1430 Lincoln Avenue, Utica, New York (*Lincoln Laundry and Dry Cleaning*)
- 1001 Broad Street, Utica, NY 13501 (*General Electric*)

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Please note that the term "document," as used herein, refers to any kind of written, typewritten, or printed material and shall include, without limitation, notes, internal or external memoranda, letters, electronic mail, permits, log entries, reports, telegrams, spreadsheets, databases, calendar entries, records, drafts, working papers, publications, or hard discs and printouts within the EPA's possession, custody, or control. This request includes all responsive documents in their entirety, including each attachment, enclosure, and exhibit.

The requester is a commercial user for fee purposes. In addition to inspection, we would like to discuss the possibility of a complete production of certified documents responsive to this FOIA request. Please provide a fee estimate for this FOIA request.

Should you have any questions, please do not hesitate to contact me at (212) 849-7558.
Thank you for your attention in this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read "K. Kerrane", with a stylized flourish at the end.

Kaitlyn Kerrane